TOLER SCHAFFER, LLP

5000 Plaza on the Lake, Suite 265 Austin, TX 78746 Ph. 512-327-5515 Fax 512-327-5575

RECEIVED **CENTRAL FAX CENTER** DEC 0 8 2006

FACSIMILE COVER SHEET

DATE:

December 8, 2006

TO:

Examiner CHIN, Wellington

FAX NO.:

571-273-8300

USPTO GPAU 2616

FROM:

Jeffrey G. Toler

Reg. No.: 38,342

RE U.S. App. No.: 10/601,078, filed June 20, 2003

Applicant(s): Kenneth R. Jones, et al.

Atty Dkt No.: 1033-SS00380

TRANSCEIVER WITH UPPER-LEVEL COMMUNICATION

STATUS INDICATOR AND METHOD OF TROUBLE SHOOTING

NO. OF PAGES (including Cover Sheet):

6

MESSAGE:

Attached please find:

□ Transmittal Form (1 pg)

IDS Transmittal (3 pgs)

☑ IDS Form PTO/SB/08A (1 pg)

5000 Plaza On The Lake Suite 265 Austin, Texas 78746

Tel: (512) 327-5515 Fax: (512) 306-8545 The pages accompanying this facsimile transmission contain information from the law office of Toler Schaffer L.L.P. and are confidential and privileged. The information is intended to be used by the individual(s) or entity(les) ramed on this cover sheet only. If you are not the intended rectplent be aware that reading disclosing copying distribution or use of the contems of this transmission is prohibited. Please notify us immediately if you have received this transmission in error at the number listed above and return the document to us via regular mail.

RECEIVED CENTRAL FAX CENTER

NO. 893

P. 2

PTO/SB/21 (09-08)

LEC 0 8 2006

Linder the Penesia	ek Dadiselina Assad 4005 a	• • • • • • • • • • • • • • • • • • • •	<u></u>	J.S. Paton			se through 03/31/2007. OMB 0651-0031 C: U.S. DEPARTMENT OF COMMERCE Lil.displays a yalld OMB control number.
	A Deduction Set of 1985. (Appl	ication Number		0/601,078		nedmun kortness EMO bilav a avalidatio.it.
TRANSMITTAL			g Date		June 20, 2003		
FORM			Named Inventor		Kenneth R. Jones, et al.		
			Init		2616		
(to be used for all con	respondence after initial filia	g) Exam	niner Name	CE	HIN, We	llingto	n
Total Number of Page	in This Submission 6	Altor	ney Docket Numb	er 10	33-SS00	380	
		ENCLOSU	IRES (Check	all that	apply)		
Fee Transmitts		<u> </u>				After	Allowance Communication to TC
Fee Att		Drawing	g(s) ng-related Papers				eal Communication to Board
	actied		M-Iciaten Labers				opeals and Interferences
Amendment/Re	ply	Petition	to Convert to a				eal Communication to TC eal Notice, Brief, Reply Brief)
After Fir	nal L	Provisio	nal Application			Prop	rietary Information
Affidavit	s/declaration(s)	Power of Change	of Attorney, Revocation of Correspondence	ation ce Addre:	.ss	Statu	is Letter
Extension of Tir	ne Request	Termina	tl Disclaimer			Othe belov	r Enclosure(s) (please identify v):
Express Abando	onment Request	Request	t for Refund			20.0	· ·
	closure Statement	CD Nur	nber of CD(s)				
I I I I I I I I I I I I I I I I I I I	LOSDIC SIZICINEIII			00	_	•	
Certified Copy of	of Priority	Remarks	ndscape Table on	CD			
Document(s)		· · · · · · · · · · · · · · · · · · ·					
Reply to Missing Incomplete Appl		ustomer	No.: 60533	t	•		
	Missing Parts CFR 1.52 or 1.53	· CEDICITOX	110 00555	,			
	SIGNATU	RE OF APP	LICANT, ATT	ORNE	Y. OR AG	ENT	
Firm Name Tole	r Schaffer, LLP	· · · · · · · · · · · · · · · · · · ·	,,,,,,				
Signature	MITE						
Printed name Jeffrey G. Toler							
Date 11-8-2006 Reg. No. 38,342							
CERTIFICATE OF TRANSMISSION/MAILING							
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:							
Signature	100-0-	-/			···		
Typed or printed name Jeaneaux Jordan			Date 12-8-06				12-8-06

This collection of Information is required by 37 CFR 1.5. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application, Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Information case. Any comments or amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patient and Trademark Office. U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patients, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

CENTRAL FAX CENTER

NO. 893 P. 3

DEC 0 8 2006

Attorney Docket No.: 1033-\$\$00380

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Kenneth R. Jones, et al.

Title:

TRANSCEIVER WITH UPPER LEVEL COMMUNICATION STATUS

INDICATOR AND METHOD OF TROUBLESHOOTING

Application No.: 10/601,078

Filed:

June 20, 2003

Examiner:

CHIN, Wellington

Group Art Unit: 2616

Atty. Docket No.: 1033-SS00380

MS Amendment COMMISSIONER FOR PATENTS PO Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Dear Sir:

Pursuant to 37 C.F.R. § 1.56, § 1.97 and § 1.98, the undersigned brings the patents, publications, applications or other information identified in the attached:

\boxtimes	Form(s) PTO/SB/08A and/or PTO/SB/08B or PTO/1449
	Other: n/a

to the Examiner's attention in the above-identified application. Citation of such information shall not be construed as:

- 1. an admission that the information necessarily is, or corresponds to, prior art with respect to the instant invention;
- a representation that a search has been made, other than as described below; or 2.
- 3. an admission that the information cited herein is, or is considered to be, material to patentability as defined in § 1.56(b).

For each item of information listed that is not in the English language, the undersigned has provided a concise explanation of the relevance, such as through (i) an English language abstract, (ii) an English language equivalent application, (iii) reference to discussion in the application, or (iv) if cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action that

CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being fassimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as either First Class Mail or Express Mail. in an envelope addressed to the Commissioner for Paterus on 12-8-06 Jeaneaux Jordan Typed or Printed Name

Attorney Docket No.: 1033-SS00380

indicates the degree of relevance found by the foreign office.

STATEMENT UNDER 37 C.F.R. § 1.704(d)

If the above-identified application is an original application filed on or after May 29, 2000:

each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.

FEES DUE

This Information Disclosure Statement is being filed:

within three months of the filing date of a national application or within three months of entry of the national stage as set forth in § 1.491 in an international application. Therefore, no fee is required.

before the mailing date of a first Office action on the merits or before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Therefore, no fee is believed required.

during the period specified in § 1.97(c). Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three months prior to the filing of this Information Disclosure Statement.

during the period specified in § 1.97(c). Accordingly, the fee set forth in § 1.17(p) is required and provided as shown on the attached Fee Transmittal.

during the period specified in § 1.97(d). Accordingly, the fee set forth in § 1.17(p) is required and provided as shown on the attached Fee Transmittal. Additionally, each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three months prior to the filing of this Information Disclosure Statement.

Attorney Docket No.: 1033-SS00380

Should any PTO fees be necessary for entry of this Information Disclosure Statement, the undersigned hereby authorizes the Commissioner to charge Deposit Account 50-2469.

)ata

Date

Respectfully submitted,

Jeffrey G. Toler, Reg. No. 38,342

Attorney for Applicant(s)

TOLER SCHAFFER, L.L.P.

5000 Plaza On The Lake, Suite 265

Austin, Texas 78746

(512) 327-5515 (phone)

(512) 327-5575 (fax)

PTO/SB/08A (09-06)

•	PAPIONES IN USE BROUGH US/S 1/2007. UMB UES1-UUS
	U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to n	espond to a collection of information unless it contains a valid OMB control number
	The state of the s

Complete if Known Substitute for form 1449/PTO Application Number 10/601,078 Filing Date June 20, 2003 INFORMATION DISCLOSURE First Named Inventor Kenneth R. Jones, et al. STATEMENT BY APPLICANT Art Unit 2616 (Use as many shoots as necassary) Examiner Name CHIN, Wellington Sheet I Attorney Docket Number 1033-SS00380

	Cit			DOCUMENTS	•
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (# Ampuni)}	Publication Date MM-DD-YYYY	Name of Parentee or Applicant of Cited Document	Pages, Columns, Lines, When Relevant Passages or Relevan Figures Appear
	A1	^{US-} 2003-0055987 A1	03-20-2003	Ji, et al.	
	Bi	US-			
	Cl	US-			`
	Dl	US-			<u> </u>
_	E1	US-	•		
	Fl	us-			·
	Gl	US-			·
	Hl	US-			
	11	US-			,
	JI	US-	*		
\	Kı	US-			
	LI	US-			
	M1	US-			
	NI	US-			
	01	US-			
	P1	US-			
	Q1	US-			
	R1	US-			
	SI	US-			

		FORE	GN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ "Number *"Kind Code ⁸ (# known)	MM-DD-YYYY		Or Relevant Figures Appear	T ⁶
	Tl	•				
	ŬΙ					
	V1					
	Wı					
	ΧI			· · · · · · · · · · · · · · · · · · ·		
	Yl			· · · · · · · · · · · · · · · · · · ·		ř

			•
Examiner Signature		Date Considered	

"EXAMINER: Initial if reference considered, whether or not cristion is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patient Occuments at www.usprio.org/ or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanesse patient documents, the indication of the year of the reign of the Emperor must precede the serial number of the patient document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. Applicant is to place a check mark here if English tanguage Translation is ettached.

Translation is enrached.
This collection of information is required by \$7 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 33 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Petent and Trademark Office, P.O. Box 1450. Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.